

No. 29461

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**UNITED KINGDOM OF GREAT BRITAIN  
AND NORTHERN IRELAND  
and  
SAUDI ARABIA**

**Agreement concerning the investigation of drug trafficking  
and confiscation of the proceeds of drug trafficking.  
Signed at Jeddah on 2 June 1990**

*Authentic texts: English and Arabic.*

*Registered by the United Kingdom of Great Britain and Northern Ireland  
on 19 January 1993.*

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**ROYAUME-UNI DE GRANDE-BRETAGNE  
ET D'IRLANDE DU NORD  
et  
ARABIE SAOUDITE**

**Accord concernant les enquêtes sur le trafic de stupéfiants et  
la confiscation du produit de ce trafic. Signé à Djedda le  
2 juin 1990**

*Textes authentiques : anglais et arabe.*

*Enregistré par le Royaume-Uni de Grande-Bretagne et d'Irlande du Nord  
le 19 janvier 1993.*

AGREEMENT<sup>1</sup> BETWEEN THE GOVERNMENT OF THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND AND THE GOVERNMENT OF THE KINGDOM OF SAUDI ARABIA CONCERNING THE INVESTIGATION OF DRUG TRAFFICKING AND CONFISCATION OF THE PROCEEDS OF DRUG TRAFFICKING

The Government of the United Kingdom of Great Britain and Northern Ireland and the Government of the Kingdom of Saudi Arabia

Desiring to provide mutual assistance, to the extent possible within their respective laws, in the investigation of drug trafficking and the confiscation of the proceeds of drug trafficking;

Have agreed as follows:

ARTICLE 1

**Scope of Application**

1. The Parties shall, in accordance with this Agreement, grant to each other assistance in investigations and proceedings in respect of drug trafficking, including the tracing, restraining and confiscation of the proceeds of drug trafficking.
2. This Agreement shall not derogate from other obligations between the Parties whether pursuant to other agreements or arrangements or otherwise, nor prevent the Parties providing assistance to each other pursuant to other agreements or arrangements.

ARTICLE 2

**Definitions**

For the purpose of this Agreement:

- (a) proceedings are instituted when an information has been laid before a judicial authority or when a person is charged with an offence after having been taken into custody without a warrant, or when a bill of indictment is preferred, and are concluded when no further action may be taken to obtain a restraint or confiscation order or to enforce such an order in those proceedings;
- (b) “narcotic drug” and “psychotropic substance” means any of the substances, natural or synthetic, in Schedules I and II of the Single Convention on Narcotic Drugs 1961,<sup>2</sup>

<sup>1</sup> Came into force on 20 September 1991, i.e., 30 days after the date on which the Parties had notified each other (on 14 November 1990 and 21 August 1991) of the completion of their respective requirements, in accordance with article 15 (1).

<sup>2</sup> United Nations, *Treaty Series*, vol. 520, p. 151; vol. 557, p. 280 (corrigendum to vol. 520, p. 309); vol. 570, p. 346 (procès-verbal of rectification of the authentic Russian text), and vol. 590, p. 325 (procès-verbal of rectification of the authentic Spanish text).

that Convention as amended by the 1972 Protocol<sup>1</sup> Amending the Single Convention on Narcotic Drugs, 1961 and the Convention on Psychotropic Substances, 1971;<sup>2</sup>

- (c) “drug trafficking” means engaging or being concerned in the unlawful production, supply, possession for supply, transport, storage, import or export of a narcotic drug or a psychotropic substance whether in the United Kingdom, the Kingdom of Saudi Arabia, or elsewhere;
- (d) “drug trafficking offence” means an offence of drug trafficking or conspiring or attempting to commit such an offence or inciting, aiding, abetting, counselling, procuring or being an accessory after the commission of such an offence. An offence of assisting another to retain or to dispose of the proceeds of drug trafficking is also a drug trafficking offence;
- (e) “proceeds” means any property that is derived or realised directly or indirectly, by any person from drug trafficking or the value of any such property;
- (f) property includes money and all kinds of moveable or immoveable and tangible or intangible property, and includes any interest in such property.

### ARTICLE 3

#### Central Authorities

1. The Parties shall each appoint a central authority to transmit and receive requests for the purpose of this Agreement. Unless the relevant Party designates another authority, the central authority for the Kingdom of Saudi Arabia shall be the Ministry of the Interior, Riyadh and the central authority for the United Kingdom shall be the Home Office, London.
2. The central authority of the Requested Party shall take whatever steps it considers necessary to give effect to requests from the Requesting Party.

### ARTICLE 4

#### Contents of Requests

1. Requests for assistance shall include a statement of:
  - (a) the name of the competent authority conducting the investigation or proceedings to which the request relates;
  - (b) the matters, including the relevant facts and laws, to which the investigation or proceedings relate;
  - (c) the purpose for which the request is made and the nature of the assistance sought;
  - (d) details of any particular procedure or requirement that the Requesting Party wishes to be followed; and
  - (e) any time limit within which compliance with the request is desired.

<sup>1</sup> United Nations, *Treaty Series*, vol. 976, p. 3.

<sup>2</sup> *Ibid.*, vol. 1019, p. 175.

2. Requests for assistance shall also include:
  - (a) if possible, where the request seeks assistance in relation to an investigation, the quantity of drugs involved in the investigation;
  - (b) the identity, nationality and location of the person or persons who are the subject of the investigation or proceeding;
  - (c) a statement as to what sworn or affirmed evidence or statements are required, if any;
  - (d) a description of any information, statements or evidence sought;
  - (e) a description of any documents, records or articles of evidence to be produced as well as a description of the appropriate person to be asked to produce them, and to the extent not otherwise provided for, the form in which they should be reproduced and authenticated.
3. If the Requested Party considers that the information contained in the request is not sufficient to enable the request to be dealt with, that Party may request that additional information be furnished.

#### ARTICLE 5

##### **Execution of Requests**

1. To the extent permitted by its law, the Requested Party shall provide assistance in accordance with the requirements specified in the request and shall respond to the request as soon as practicable after it has been received.
2. The Requested Party may postpone the delivery of material requested if such material is required for proceedings in respect of criminal or civil matters in its territory. The Requested Party shall, upon request, provide certified copies of documents.
3. The Requested Party shall promptly inform the Requesting Party of any circumstances which are likely to cause a significant delay in responding to the request.
4. The Requested Party shall promptly inform the Requesting Party of a decision of the Requested Party not to comply in whole or in part with a request for assistance and the reason for that decision.
5. The Requesting Party shall promptly inform the Requested Party of any circumstances which may affect the request or its execution or which may make it inappropriate to proceed with giving effect to it.

#### ARTICLE 6

##### **Refusal of Assistance**

1. Assistance shall be refused if the request relates to an offence in respect of which:
  - (a) the person has been finally acquitted or pardoned; or
  - (b) the person has served any sentence imposed and an order made as a result of the conviction has been satisfied.